



3764B

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Dated : May 3, 2004

Hieu T. Nguyen

Our Docket : NUY 301

Serial No. : 09/712,305

Group Art Unit: 3764

Filing Date : November 13, 2000

Examiner : Jerome W. Donnelly

For : EXERCISE APPARATUS

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

RECEIVED
MAY 13 2004
TECHNOLOGY CENTER 3700

Sir:

RESPONSE TO RESTRICTION REQUIREMENT

The following election and remarks are responsive to the Restriction Requirement dated March 3, 2004 restricting the above identified patent application and requiring election of a single group of claims for prosecution under 35 U.S.C. § 121. The action identified the following species.

Group I: Figs. 1-20

Group II: Fig. 21

Group III: Fig. 22

Group IV: Figs. 23 and 24

Applicant hereby elects Group I, corresponding to Figs. 1-20, for prosecution at this time. Claims 42-51 and 53-60 read on Group I.

The Examiner is encouraged to telephone the undersigned if a telephonic interview

may be helpful to a prompt resolution of any issues that may remain.

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Alexandria, Virginia 22313, on May 3, 2004.

George Painter
George Painter

Date of Signature: May 3, 2004

Respectfully submitted,
KOLISCH HARTWELL, P.C.

Reg. # 43,653
M. Matthew Hays *for*
Mark D. Alleman
Customer No. 23581
Registration No. 42,257
of Attorneys for Applicant
520 S.W. Yamhill Street, Suite 200
Portland, Oregon 97204
Telephone: (503) 224-6655
Facsimile: (503) 295-6679